



**State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES**

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095
(603) 271-3503 FAX (603) 271-2982



Mark Uhlar & Heather Salvesvold
29 Lancelot Shores
Farmington, NH 03835

**LETTER OF DEFICIENCY
#SP-2002-13**

July 10, 2002

RE: DES Wetlands File #2002-01363
29 Lancelot Shores, Farmington

Dear Mr. Uhlar and Ms. Salvesvold,

On July 2, 2002, personnel from the Department of Environmental Services ("DES") conducted an inspection of the above referenced property, identified as Farmington Tax Map R6, Lot 156, Lancelot Shores, Farmington, New Hampshire (the "Property"). The purpose of this site inspection was to determine compliance with RSA 483-B, The Comprehensive Shoreland Protection Act. During the inspection the following deficiencies were noted:

The site had unstable soils and proper erosion control measures were not in place.

In response, you are requested to take the following actions

1. Immediately take the necessary steps to correct the failing erosion control measures. Additional rows of silt fence may be required to adequately control erosion, due to the steep grade of the site.
2. Implement measures such as hay-mulch to temporarily stabilize disturbed areas until the site can be permanently stabilized with vegetation.
3. Within 14 days of receipt of this Letter of Deficiency, submit photographs to DES that document that the requested actions have been complied with.

RSA 483-B, CSPA, was enacted to protect and preserve the shorelands of the State to maintain the integrity and exceptional quality of the State's public waters. RSA 483-B and Env-Ws 1400-1409 establishes minimum standards for the future subdivision, use, and development of the shorelands within 250 feet of the state's public waters.

Deficiencies as noted above can carry fines under RSA 483-B of \$1,000. if no water quality violation has occurred, or \$1, 500. if resulting in a water quality violation. Fines may be multiplied (per incident) if there is a reoccurrence of the same violation.

Issuance of this letter shall not preclude further enforcement by DES. Failure to comply with RSA 482-A will result in enforcement by DES, including but not limited to the issuance of fines, administrative orders, or referral to the New Hampshire Office of the Attorney General for

prosecution of civil or criminal penalties. If an order is issued to you, it may also be recorded with the Registry of Deeds as an encumbrance against your property.

DES personnel may conduct another inspection at a later date to determine whether you have come into and are maintaining full compliance with the applicable statute and rules.

All documents submitted in response to this Letter of Deficiency should be addressed as follows:

Allyson Gourley, Shoreland Compliance Coordinator
Wetlands Bureau
Department of Environmental Services
6 Hazen Drive
PO Box 95
Concord, NH 03302-0095

Enclosed, for your information, are copies of fact sheets explaining the Comprehensive Shoreland Protection Act, a copy of the Act, administrative rules Env-Ws 1400, and proper installation and maintenance of erosion control measures. Should you have any questions regarding this letter, or wish to arrange a meeting, please contact Allyson Gourley at (603) 271-6876.

Sincerely,

COPY

Mary Ann Tilton
Senior Enforcement Officer
Wetlands Bureau

CERTIFIED MAIL 7099 3400 0003 0687 5135

cc: Rene Pelletier, Manager, Land Resources Management Program
Gretchen Rule, Administrator, DES Legal Unit ✓
Mark Harbaugh, DES Enforcement Attorney
Farmington Conservation Commission
Farmington Board of Selectmen
David Killoy, USACOE
Morris Pigeon, Contractor